

Appn. No. 09/941,313

Attorney Docket No. 10541-451

II. Remarks

Reconsideration and reexamination of this application in view of the above amendments and the following remarks is herein respectfully requested.

After entering this amendment, Claims 1-10 remain pending.

Further Claim Clarifications

Prior to discussing the prior art references, it is believed that a brief discussion on the current form of the independent claims of this application is warranted. The original independent claims of this application have been amended to clarify, or particularly to point out and distinctly claim that which applicant regards as the subject matter of the present invention. Specifically, the independent claims now recite a vehicle and entertainment system for a passenger compartment of the vehicle, comprising a vehicle having portions defining a passenger compartment and a lamp assembly mounted within the passenger compartment of the vehicle.

Claims Rejection - 35 U.S.C. §103(a)

Claims 1-20 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent 4,313,208 to Kavenik ("Kavenik") in view of U.S. Patent 6,462,775 to Loyd et al. ("Loyd") and further in view of U.S. Publication No. 2003/0024897 A1 to Shamoon et al. ("Shamoon") and U.S. Patent Application Publication 2002/0075965 to Claesson et al. ("Claesson"). Applicant respectfully traverses this rejection.

The Examiner states that Kavenik does not expressly disclose placement of the transmitters in the lamps within the vehicle's passenger compartment and that Loyd discloses a surveillance apparatus, in the form of a street lamp, including an antennae and a transmitter/receiver electronics. Furthermore, the Examiner states that it would have been obvious to one of ordinary skill in the art to modify the invention in Kavenik by incorporating the streetlamp disclosed in Loyd.

BRINKS
HOFER
DILBON
ELIONE

Appn. No. 09/941,313

Attorney Docket No. 10541-451

When combining references to make an obviousness rejection, there must be some motivation or suggestion, within the references themselves to make the combination. In Loyd, the invention relates to visual surveillance systems, and more particularly to covert surveillance systems which provide remote control of the camera functions within the street lamps while also providing a remote control directional antenna (Loyd, column 1, lines 13-17). Loyd makes no suggestion and provides no motivation to combine the features of a street lamp with an entertainment system for a passenger compartment of a vehicle. The technologies are unrelated and one skilled in vehicle art would not be compelled or even consider street lamp art as a source of technology. Finally, Shamo and Claesson make no suggestion and provide no motivation to combine the features or any of the references.

In that there is no motivation or suggestion to combine the references, it must be concluded that the combination of Kavenik in view of Loyd cannot render the claims of the present application obvious.

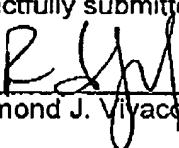
The claim rejections under 35 U.S.C. §103 are not proper and should be withdrawn. The remaining claims are either dependent on Claims 1 or 3, therefore, are allowable for at least the same reasons given above in support of claims 1 and 6.

Conclusion

In view of the above amendments and remarks, it is respectfully submitted that the present form of the claims are patentably distinguishable over the art of record and that this application is now in condition for allowance. Such action is respectfully requested.

Respectfully submitted,

7/18/05
Date


Raymond J. Viyacqua (Reg. No. 45,369)

BRINKS
HOFER
GILBON
& LIONE